

**UNITED STATES COURT OF MILITARY COMMISSION REVIEW**  
*before F. Williams, D. Conn, and C. Thompson*

	)	
	)	
	)	MOTION TO ATTACH
	)	
	)	CMCR CASE NO. 09-001
	)	
UNITED STATES	)	Tried at Guantanamo, Cuba on
	)	7 May 2008,
	)	15 August 2008,
Appellee	)	24 September 2008,
	)	27 October – 3 November 2008
v.	)	
	)	Before a Military Commission convened by
ALI HAMZA AHMAD SULIMAN	)	Hon. Susan Crawford
AL BAHLUL	)	
	)	
Appellant.	)	Presiding Military Judge
	)	Colonel Peter Brownback, USA (Ret.)
	)	Colonel Ronald Gregory, USAF
	)	
	)	
	)	DATE: 16 October 2009
	)	
	)	
	)	

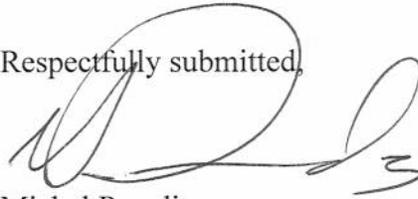
**TO THE HONORABLE, THE JUDGES OF THE COURT OF MILITARY  
COMMISSION REVIEW**

COMES NOW Appellant and respectfully requests that this Court attach the following document to Appellant’s Brief in Opposition to Appellee’s Motion for a Stay filed concurrently herewith:

**Email Exchange between CAPT Edward White and Michel Paradis on 9 October 2009**

This document is necessary for this Court’s consideration of the factual background of Appellee’s Motion for a Stay.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Michel Paradis', with a stylized flourish at the end.

Michel Paradis  
MAJ Todd E. Pierce, USAR  
Capt. Scott Medlyn, USAF  
Appellate Defense Counsel  
1099 14<sup>th</sup> Street NW, Suite 2000E  
Washington, DC 20005  
1.202.761.0631  
michel.paradis@osd.mil

**CERTIFICATE OF SERVICE**

I certify that a copy of the foregoing was sent via e-mail to CAPT Edward White on the 16<sup>th</sup> day of October 2009.

Dated: 16 October 2009



MAJ Todd E. Pierce, USA  
Appellate Defense Counsel  
1099 14<sup>th</sup> Street NW, Suite 2000E  
Washington, DC 20005  
1.202.761.0133 x118  
todd.pierce@osd.mil

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**Paradis, Michel Mr OSD OMC Defense**

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**From:** White, Edward S CAPT OSD OMC Prosecution  
**Sent:** Friday, October 09, 2009 12:33 PM  
**To:** Paradis, Michel Mr OSD OMC Defense  
**Subject:** RE: Bahlul Discovery (U)  
**Signed By:** [REDACTED]

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Yes, Michel. I saw that the House had passed the NDAA, and assume the Senate will take it up next week (they already passed the Defense Appropriation Act, and won't want to leave the NDAA lingering). We'll have to reassess the stay question in light of the developments. I'd guess there is a decent chance we WON'T seek a stay, but we'll have to think about it.

Regards, Ed

-----Original Message-----

**From:** Paradis, Michel Mr OSD OMC Defense  
**Sent:** Friday, October 09, 2009 11:30 AM  
**To:** White, Edward S CAPT OSD OMC Prosecution  
**Subject:** RE: Bahlul Discovery (U)

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Ed,

Great to hear, I will keep an eye out for it.

I suppose you also saw the new MCA, which is likely to be enacted in the next week or so. Looks like we are staying in the CMCR, so I was curious if you were still intending to seek a continuance. The changes seem relatively modest, at least insofar as they will affect this case, so let me know what your current thinking is. My preference at this point would just be to file a round of surreplies. I am frankly not sure that there is much we would want to add in light of the new law, so don't see why briefing couldn't be done by the end of November or so.

Let me know your thoughts one way or another.

Hope you have a good long weekend.

Best,  
Michel

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-----Original Message-----

From: White, Edward S CAPT OSD OMC Prosecution  
Sent: Friday, October 09, 2009 11:17 AM  
To: Paradis, Michel Mr OSD OMC Defense  
Subject: Bahlul Discovery (U)

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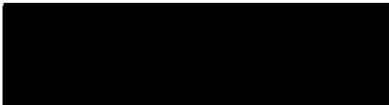
Michel,

Good news. I just got a call from CIA telling me that they would clear release of the JTF-GTMO materials -- with some redactions in the DIMS records. I had already obtained the necessary clearance from DIA & NSA. I will need to wait to get the actual email on SIPR from the Agency, which they told me I would get this afternoon, and then I need to figure out how to make the required deletions -- but, I expect to be sending you something in the next day or two, so keep an eye on your SIPR account.

Regards,

Ed

Edward S. White  
CAPT, JAGC, USN  
Chief, Appellate, Research & Training Section Office of the Chief Prosecutor  
DoD Office of Military Commissions



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